



DT85 Rec'd PCT/PTO 22 JUL 2002

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| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 09/980,545 | |
| | Filing Date | March 27, 2000 | |
| | First Named Inventor | Fridman et al. | |
| | Group Art Unit | To Be Determined | |
| | Examiner Name | To Be Determined | |
| Total Number of Pages in This Submission | 9 | Attorney Docket Number | SF0941K1 |

| ENCLOSURES (check all that apply) | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below) Copy of Notification of Defective Response (2 pgs.); Preliminary Amendment (1 pg.); Sequence Listing (3 pgs.); Post Card |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|-------------------------------------|
| Firm or Individual name | Jaye P. McLaughlin, Reg. No. 41,211 |
| Signature | |
| Date | July 16, 2002 |

| CERTIFICATE OF MAILING | |
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| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: July 16, 2002 | |
| Typed or printed name | Jaye P. McLaughlin |
| Signature | |
| Date | Jaye P. McLaughlin |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

SF0941K1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Fridman *et al.*

Serial No.: 09/980,545

Filed: March 27, 2000

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) Examiner: To Be Assigned
)
) Group Art Unit: To Be Assigned
)
)
) Atty. Docket No.: SF0941K1

**For: COMPOSITIONS AND METHODS FOR TREATING CELL
PROLIFERATION DISORDERS**

Assistant Commissioner For Patents
Washington, D.C. 20231

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

This is in response to a Notification of Defective Response dated June 25, 2002 in the above-identified case. Enclosed is a copy of the Notice.

REMARKS

Applicants have enclosed an initial paper copy of the "Sequence Listing" and an amendment directing its entry into the specification.

The undersigned attorney for Applicants hereby states pursuant to 37 C.F.R. § 1.821(f) that the information recorded in the CRF submitted on March 5, 2002 is identical to the information in the enclosed written Sequence Listing.

CONCLUSION

Applicants believe that the present submission is fully responsive to the Notice. Early and favorable action is earnestly solicited.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 on this 16th day of July 16, 2002.

Date 7/16/02


Jaye P. McLaughlin
Signature

Jaye P. McLaughlin
Reg. No. 41,211

Please charge any additional fees or credit overpayment to Deposit Account No. 19-0365.

Respectfully submitted,

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Patent Department, K-6-1, 1990
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22 JUL 2002



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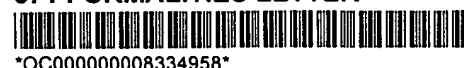
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|---|--|------------------------------|
| U.S. APPLICATION NUMBER NO. 09-980,545 | FIRST NAMED APPLICANT Herve Fridman | ATTY. DOCKET NO. SF0941K1 |
|---|--|------------------------------|

Jaye P McLaughlin
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| | |
|---------------------------------------|--|
| PATENT DEPARTMENT RECEIVED | |
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| INTERNATIONAL APPLICATION NO. PCT/US00/08081 | |
| I.A. FILING DATE 03/27/2000 | PRIORITY DATE 05/17/1999 |

CONFIRMATION NO. 5775
371 FORMALITIES LETTER



OC00000008334958

Date Mailed: 06/25/2002

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Biochemical Sequence Diskette
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments

Response Due:
July 25, 2002

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
 - This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
 - APPLICANT MUST PROVIDE:
 - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.

BEST AVAILABLE COPY

- A statement that the contents of the paper or compact disc and the computer readable form are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).

- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN R MCLEAN

Telephone: (703) 308-9117

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/980,545 | PCT/US00/08081 | SF0941K |

FORM PCT/DO/EO/916 (371 Formalities Notice)

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